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OFFICE OF PETITIONS

In re Application of :
Puri et al. :
Application No. 09/804,994 :
Filed: March 13, 2001 :
Attorney Docket No. U 013305-7 : **DECISION ON PETITION**
Title: PROCESS FOR THE :
PREPARATION OF A CATALYST :
USEFUL FOR LIQUID-LIQUID :
SWEETENING LPG AND LIGHT :
PETROLEUM DISTILLATES :

This is in response to the petition under 37 CFR §1.47(a)¹, filed September 20, 2001.

The petition is **DISMISSED AS MOOT**.

The above-identified application was filed on March 13, 2001. On April 18, 2001, applicant was mailed a "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted" (Notice), requiring an executed oath or declaration in compliance with §1.63, a surcharge for its late filing, the basic filing fee, and the fee for additional claims. This Notice set a two-month period for reply.

In reply, applicant filed the instant petition (and fee)². To make timely this reply, a three-month extension of time has also been submitted. Accompanying the petition was a

¹ A grantable petition under 37 C.F.R. §1.47(a) requires:

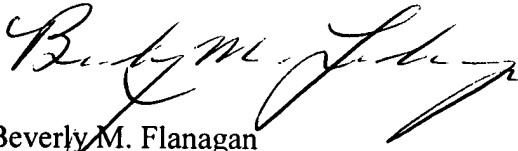
- (1) the petition fee of \$130;
- (2) a surcharge of either \$65 or \$130 if the petition is not filed at the time of filing the application;
- (3) a statement of the last known address of the non-signing inventors;
- (4) proof that a copy of the entire application (specification, claims, drawings, and the oath or declaration) was sent or given to the non-signing inventor for review;
- (5) proof that the non-signing inventor refuses to sign the oath or declaration after having been presented with the application papers if the inventor refuses to sign, or proof that diligent efforts have been made to locate the non-signing inventor if he or she cannot be found, and;
- (6) a declaration which complies with 37 CFR 1.63.

declaration executed by seven of the ten inventors, as well as a statement by the petitioner that "the non-signing inventors that are abroad and not likely to return back to India before the due date."³

On October 15, 2001, a fully executed declaration was filed, obviating the need for this petition. As such, this petition is dismissed as moot.

After this decision is mailed, the application will be forwarded to Technology Center 1700 for further processing.

Telephone inquiries regarding this decision should be directed to Petitions Attorney Paul Shanowski at (703) 305-0011.



Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

² The petitioner has forgotten to submit the \$270 fee for additional claims. This has been charged to petitioner's Deposit Account, as authorized in the petition.

³ The Petitions Attorney assumes that the petitioner meant to write "return back *from* India", as petitioner's law firm is located in New York City.